

FORM SUMMARY

Name of Form:	Petition for Removal of Firearm Restriction
Form Number:	CV-515
Statutory Reference:	§§941.29(1)(bm) and 941.29(8), Wisconsin Statutes
Purpose of Form:	To allow an individual who has been adjudicated delinquent for a felony to ask a court to remove the firearms restrictions.
Who Completes It:	Individual who is seeking the removal.
Distribution of Form:	<p>Original to court, copy to district attorney in county where</p> <ul style="list-style-type: none">•delinquency adjudication occurred;•petitioner resides (if different); and,•petition is filed (if different from above). <p>Once the individual has filed this petition with the clerk of circuit court, the clerk should provide a copy to the clerk of juvenile court in the county where the juvenile's original adjudication occurred.</p>
Accompanying Forms:	A copy of the dispositional order which resulted in the firearms restriction must be attached and placed in a "confidential" envelope by the clerk. Other documents may also have to be attached depending on how certain questions are answered.
New Form/Modification:	Modification; last update 04/08.
Modifications:	<p>Form Summary Change Only: Added in "Accompanying Forms:" A copy of the dispositional order which resulted in the firearms restriction must be attached and placed in a "confidential" envelope by the clerk.</p> <p>Changed form number from GF-154 to CV-515. Added "Juvenile Clerk" to distribution.</p>
Comments:	<p>Any juvenile adjudicated delinquent for a felony act committed on or after April 21, 1994, is restricted from possessing firearms. This restriction continues into adulthood unless a judge removes the restrictions. §941.29(8), Wis. Stats., provides for the individual to petition a court to remove the firearms restrictions. The statute does not limit the petition's filing to the county where the original adjudication occurred.</p> <p>RMC believes this petition is not filed in juvenile court, but is a special proceeding filed with the circuit court as a civil case. The hearing is an open proceeding. The burden is on the individual seeking the firearms restriction removal to show by a preponderance of the evidence that he or she is unlikely to act in a manner dangerous to public safety.</p>

RMC believes the petition should include information for the court about the status of the original dispositional order, any subsequent adjudication or convictions, and any other matters germane to the issue of removing the firearms restrictions.

About this Form:

This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office and a mandate of the Wisconsin Judicial Conference.

If you have additional information that does not change the meaning of the form, attach it on a separate page. The form itself shall not be altered.